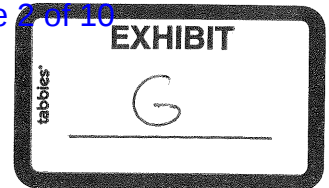


EXHIBIT G

**BENNLAWFIRM**

June 3, 2005

VIA FACSIMILE (215) 981-4750

Eric Rothschild, Esquire
 Pepper Hamilton LLP
 3000 Two Logan Square
 Eighteenth and Arch Streets
 Philadelphia, PA 19103-2799

VIA FACSIMILE (734) 930-7160

Patrick T. Gillen, Esquire
 Thomas More Law Center
 24 Frank Lloyd Wright Drive
 P.O. Box 393
 Ann Arbor, MI 48106

Re: Kitzmiller et al. v. Dover Area School District, et al.
 No. 04-CV-2688
 Subpoenas for the Production of Documents

Gentlemen:

Enclosed herein please find Affidavits from Mr. Maldonado, Ms. Bernhard-Bubb, Randy Parker, Managing Editor of the York Daily Record and Lori Goodlin, Editor of The York Dispatch. The documents being faxed are also being sent by hard copy with appropriate notarizations. We would like to schedule a conference call for Monday, June 6, 2005 to discuss this matter further. To that end, I will have my legal assistant communicate with your offices in an attempt to schedule same.

NILES S. BENN

TERENCE J. BARNA

CHRISTIAN J. DABB

TRACI L. MCPATE

103-107 E. MARKET ST.

P.O. BOX 5185

YORK, PA 17405-5185

717.852.7020

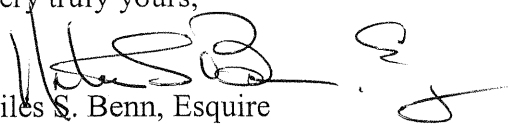
FAX 717.852.8797

In the event that the Affidavits should prove to be unacceptable to one or both parties, we will be filing a Motion to Quash or For a Protective Order with the Court on Tuesday, June 7, 2005. Our Motion will be based upon the well established journalist's privilege grounded in the First Amendment to the United States Constitution. See Riley v. City of Chester, 612 F.2d 708 (3rd Cir 1979); United States v. Criden, 633 F.2d 346 (3rd Cir 1980), cert. denied, 449 U.S. 1113 (1981); United States v. Cuthbertson, 630 F.2d 139 (3rd Cir. 1980), cert. denied, 449 U.S. 1126 (1981); McMenamin v. Tartaglione, 590 A.2d 802 (Pa. Commw. 1991); In Re: Barnard, 1999 WL 38269 (E.D. Pa. 1999). In that regard, we do not believe the parties have made sufficient attempts to obtain the desired information from alternative sources, including, without limitation, other persons present at the relevant Dover School Board meetings. Our reporters are not the only sources of the information sought. Moreover, it has not been established that the testimony sought is material, relevant, necessary and/or crucial to this case.

Eric Rothschild, Esquire
Patrick T. Gillen, Esquire
June 3, 2005
Page 2

Taken in this context, we would hope that the matter can be resolved amicably.
Thank you.

Very truly yours,


Niles S. Benn, Esquire



AFFIDAVIT

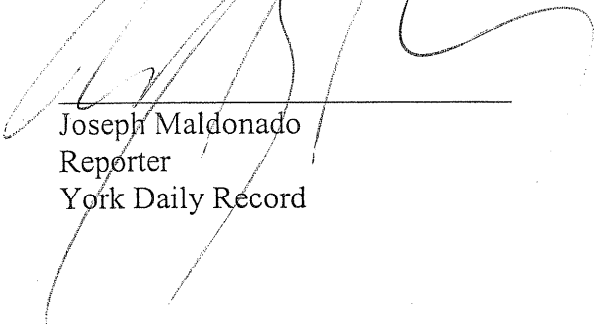
I, Joseph Maldonado, do hereby swear and affirm that the information contained in the attached articles: "Dover Schools Still Debating Biology Text," published in the York Daily Record on June 9, 2004, correctly and accurately sets forth the information and quotations contained therein; and "Book is Focus of More Debate," published in the York Daily Record on June 15, 2004, correctly and accurately sets forth the information and quotations contained therein.

This Affidavit also applies to any other articles written by the undersigned Affiant and published in the York Daily Record on the subject of the Dover School Board as to the issue of "intelligent design." All of the information contained in such articles is true to the best of my knowledge and belief.

Any quotes contained in the June 9, 2004 and June 15, 2004 articles as they address Dover School Board members were secured by the Affiant at or following the Dover School Board meetings addressed by those articles, with other members of the Dover School Board and/or the public present. The undersigned Affiant believes that at the Dover School Board meetings referred to in the June 9, 2004 and June 15, 2004 articles the Dover School Board had a tape recorder present recording all statements made by Dover School Board members and members of the general public during the course of said meetings.

The undersigned Affiant swears and affirms that at every Dover School Board meeting he has attended the Dover School Board made a "sign in sheet" available on which members of the general public signed in upon entering each such meeting. Therefore, it would be the belief of the Affiant that the persons present at said Board meetings would be reflected on said "sign in" sheets.

The undersigned Affiant swears and affirms that he does not possess any notes or drafts of stories in connection with any articles published in the York Daily Record on the subject of the Dover School Board as to the issue of "intelligent design." The undersigned Affiant further swears and affirms that he has not received any requests to "retract" or "correct" the articles referenced hereinabove. However, the Affiant is aware of one correction made involving the identification of an individual as "board president" when the said individual should have been identified as the "former board president."



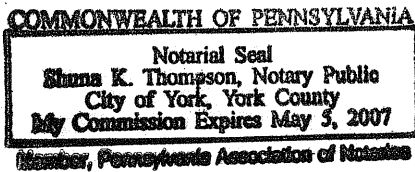
Joseph Maldonado
Reporter
York Daily Record

COMMONWEALTH OF PENNSYLVANIA :
 : SS
COUNTY OF YORK :

On this, the 2nd day of June, 2005, before me, the undersigned officer, personally appeared Joseph Maldonado, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same as his free and voluntary act for the purposes expressed therein.

IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

Shana K. Thompson
Notary Public



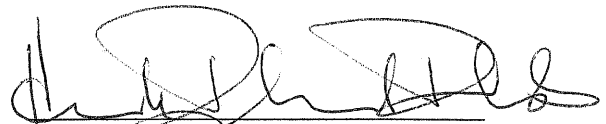
AFFIDAVIT

I, Heidi Bernhard-Bubb, do hereby swear and affirm that the information contained in any articles written by me and published in The York Dispatch on the subject of the Dover School Board as to the issue of "intelligent design" correctly and accurately sets forth the information and quotations contained therein, including, without limitation, the information and quotations contained in the June 8, 2004 article "Dover Debates Evolution in Biology Text," the June 9, 2004 article "Group: Dover Schools Could Face Lawsuit" and the June 15, 2004 article "Church, State Issue Divides."

Any quotes which relate to Dover School Board meetings and contained in articles written by the undersigned Affiant as they address Dover School Board members, including, without limitation, any quotes contained in the June 8, 2004 article "Dover Debates Evolution in Biology Text," the June 9, 2004 article "Group: Dover Schools Could Face Lawsuit" and the June 15, 2004 article "Church, State Issue Divides," were secured either during or immediately subsequent to Dover School Board meetings which occurred in a public arena. The undersigned Affiant believes that at the Dover School Board meetings referred to in articles written by her, the Dover School Board had a tape recorder present recording all statements made by Dover School Board members and members of the general public during the course of said meetings.

The undersigned Affiant swears and affirms that at every Dover School Board meeting she has attended the Dover School Board made a "sign in sheet" available on which members of the general public signed in upon entering each such meeting. Therefore, it would be the belief of the Affiant that the persons present at said Board meetings would be reflected on said "sign in" sheets.

The undersigned Affiant further swears and affirms that she has not received any requests to "retract" or "correct" the articles referenced hereinabove except one request from the ACLU unrelated to any Dover School Board meetings and interviews with Dover School Board members and members of the public in connection with the subject matter of "intelligent design." Said request pertained to the time frame in which the ACLU and related parties intended to file suit in Federal court.



Heidi Bernhard-Bubb
Reporter
The York Dispatch

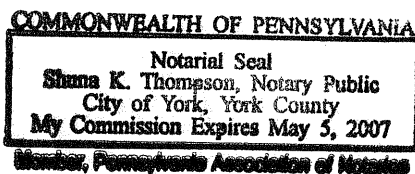


COMMONWEALTH OF PENNSYLVANIA :
 : SS
COUNTY OF YORK :

On this, the 3rd day of June, 2005, before me, the undersigned officer, personally appeared Heidi Bernhard-Bubb, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same as her free and voluntary act for the purposes expressed therein.

IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

Shana K. Thompson
Notary Public



AFFIDAVIT

I, Lori Goodlin, Editor, do hereby swear and affirm that The York Dispatch has not received any requests to retract or correct anything in any articles written by Heidi Bernhard-Bubb and published in The York Dispatch on the subject of the Dover School Board as to the issue of "intelligent design."



Lori Goodlin
Editor
The York Dispatch

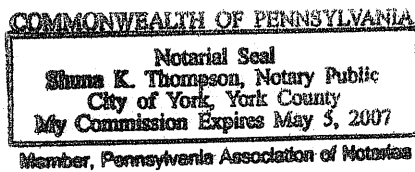


COMMONWEALTH OF PENNSYLVANIA :
 : SS
COUNTY OF YORK :

On this, the 2nd day of June, 2005, before me, the undersigned officer, personally appeared Lori Goodlin, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that she executed the same as her free and voluntary act for the purposes expressed therein.

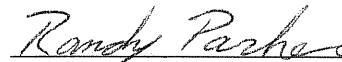
IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

Shuna K. Thompson
Notary Public



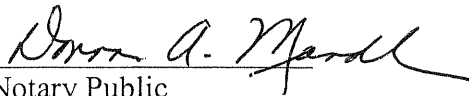
AFFIDAVIT

I, Randy Parker, Managing Editor, do hereby swear and affirm that the York Daily Record has not received any requests to retract or correct anything in any articles written by Joseph Maldonado and published in the York Daily Record on the subject of the Dover School Board as to the issue of "intelligent design."



Randy Parker
Managing Editor
York Daily Record

Sworn to and subscribed
before me this 31st day
of May, 2005.



Notary Public

